IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

THE HON'BLE MR JUSTICE GOPALA KRISHNA TAMADA

WRIT PETITION NO :13249 of 1998

Dated: 22.02.2007

Between:

1. Dokala Bala Muralidhar, s/o Satyanarayana,
   38 years, R/o Gundugolanu, Bhimadole Mandal,
   W.G.District.
2. Dokala Nageswara Rao,S/o Satyanarayana,
   26 years, Gundugolanu (v), Bhimadole Mandal,
   W.G.District.

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PETITIONERS

AND

1. The District Collector, West Godavari District,Eluru.
2. The Mandal Revenue Officer, Denduluru Mandal,
   W.G.District.
3. The Mandal Surveyor, Denduluru Mandal,W.G.District.

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RESPONDENTS

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THE HON'BLE MR JUSTICE GOPALA KRISHNA TAMADA

WRIT PETITION NO.13249 of 1998

ORDER:

This writ petition is filed seeking a Writ of Mandamus declaring the action of the respondents in interfering with the peaceful possession and enjoyment of the lands of the petitioners in Sy.Nos.21/2 and 22/2 admeasuring Ac.2.04 cents and Sy.No.21/2 admeasuring Ac.2.04 cents situated in Singavaram village, Denduluru Mandal, West Godavari District, as illegal and arbitrary.

While admitting this writ petition, this Court, on 05.05.1998, granted interim order in WPMP No.15986 of 1998 directing the respondents not to dispossess the petitioners from the lands in question, pending disposal of the writ petition.

The respondents though served did not choose to file any counter-affidavit.

Having regard to the facts and circumstances of the case, I deem it appropriate to dispose of the writ petition with a direction to the respondents not to dispossess the petitioners from the lands in question. However, it is made clear that if the land in question is required by the respondents for any public purpose, it is always open for them to take possession of the same only after following due process of law. No costs.

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(GOPALA KRISHNA TAMADA, J)

22-02-2007
Gsn.